

**DEPARTMENT OF SOCIAL SERVICES**

744 P Street, Sacramento, California 95814



February 8, 2000

ALL-COUNTY INFORMATION NOTICE NO. I-08-00

TO: ALL COUNTY WELFARE DIRECTORS  
ALL COUNTY IHSS OFFICES  
ALL COUNTY COUNSELS  
ALL COUNTY PUBLIC GUARDIAN OFFICES

**REASON FOR THIS TRANSMITTAL**

- ☒ State Law Change
- ☐ Federal Law or Regulation Change
- ☐ Court Order or Settlement Agreement
- ☐ Clarification Requested by One or More Counties
- ☒ Initiated by CDSS

**SUBJECT: 1999 CHAPTERED LEGISLATION: SUPPLEMENTAL SECURITY INCOME/STATE SUPPLEMENTARY PAYMENT PROGRAM; IN-HOME SUPPORTIVE SERVICES PROGRAM; CASH ASSISTANCE PROGRAM FOR IMMIGRANTS**

This provides information regarding statutes enacted during the 1999 legislative session that affect some programs for which the California Department of Social Services' Adult Programs Branch has responsibility. Specifically, the Assembly Bills (AB) and Senate Bills (SB) summarized in this notice affect the Supplemental Security Income/State Supplementary Payment Program (SSI/SSP), the In-Home Supportive Services Program (IHSS), and the Cash Assistance Program for Immigrants (CAPI). ***Please note that legislation summaries related to the Adult Protective Services Program will be transmitted in a separate notice***

The legislative summaries are for general informational purposes only. Separate All-County Letters or All-County Information Notices have been or will be issued for some statutes to provide more detailed descriptions of specific programmatic issues and implementation necessities. For ease of identification, the new statutes have been listed by the program(s) that were affected by the amendments. ***Unless otherwise noted, these statutes became effective on January 1, 2000.***

**SUPPLEMENTAL SECURITY INCOME/STATE SUPPLEMENTARY  
PAYMENT PROGRAM**

AB 1111 (Aroner) Chapter 147, Statutes of 1999

This legislation repealed the never-implemented 4.9% regional SSP rate reduction statute. This statute was never implemented because of federal restrictions, but would have required up to 4.9% reductions in SSP rates in certain counties. The reductions would have reflected variations in different counties' housing costs. ***This urgency legislation became effective July 22, 1999.***

## IN-HOME SuPPORTIVE SERVICES PROGRAM

### AB 155 (Migden), Chapter 820, Statutes of 1999

This legislation requires the state to adopt a federal option regarding Medi-Cal Program eligibility requirements. Specifically, the state has opted to allow eligibility for certain disabled individuals whose countable or deemed income and net nonexempt resources are less than 250 percent of certain federal poverty levels. Specific share-of-cost premiums will be assessed for individuals who become eligible for Medi-Cal as a result of this legislation. Since this legislation raises the allowable income and resources maximums for Medi-Cal eligibility, there most likely will be an increase to the state's population of income-eligible IHSS recipients. ***Contingent upon approval for the receipt of federal financial participation, this legislation will become effective on April 1, 2000.*** Unless additional statute is enacted on or before January 1, 2006 to extend or delete this legislation, it will become inoperative on April 1, 2005. The Department of Health Services will be responsible for the dissemination of instructions and other information regarding this legislation.

### AB 515 (Wright), Chapter 804, Statutes of 1999

This legislation makes specific that IHSS providers' personal information is ***not*** subject to public disclosure pursuant to the California Public Records Act ***except*** under certain circumstances. Specifically, upon request, copies of IHSS providers' names, addresses, and telephone numbers must be provided to exclusive bargaining agents and any labor organizations seeking representation rights. The information provided to these entities may only be used for purposes of employee organizing, representation, and assistance activities of the labor organization. ***This urgency statute became effective on October 10, 1999.*** An All-County Information Notice will be transmitted to provide additional information regarding this legislation.

### AB 1259 (Strom-Martin), Chapter 705, Statutes of 1999

Contingent upon the receipt of any required federal waivers, this legislation authorizes Humboldt, Mendocino, and Alameda counties to implement certain pilot programs. Specifically, the pilot programs must implement the funding and delivery of various adult and children's services and benefits through integrated and comprehensive county health and human services systems. The counties' pilot programs must be approved by their Boards of Supervisors and must be conducted with the assistance of appropriate state departments, within the existing resources of those departments. The Secretary of the California Health and Human Services Agency must designate a lead department to coordinate the state's participation in the counties' pilot programs. This legislation will be repealed on January 1, 2005 unless a later enacted statute deletes or extends this date. Such a statute must be enacted prior to January 1, 2005.

AB 1682 (Honda), Chapter 90, Statutes of 1999

This legislation was a Budget Bill Trailer Bill and enacted several IHSS-related mandates. Specifically, the legislation requires counties that do not have Public Authorities to establish specifically staffed Advisory Committees to ensure that IHSS Program stakeholders' concerns are addressed. Additionally, all counties, prior to January 1, 2003, must either act as or establish an employer of record for collective bargaining purposes. Finally, the legislation repeals the never-implemented Task Frequency Mode of Service Delivery statute and the statute that required different statutory maxims for different delivery modes. Each of these mandates has been addressed in separate All-County Letters and, where appropriate, pertinent regulations will either be repealed or amended. ***This urgency statute was effective July 12, 1999.***

SB 738 (Speier) Chapter 802, Statutes of 1999

This legislation makes the California Partnership for Long-Term Care (CPLTC) Pilot Project a permanent program. This program links private long-term care insurance and health care service plan contracts that cover long-term care with the IHSS and Medi-Cal Programs. This linkage is to provide these programs' benefits to certain individuals who have income and resources above Medi-Cal eligibility levels, but also have purchased certified private long-term care insurance policies and subsequently exhausted the benefits of these policies. As a result, certain assets of these policyholders are protected from consideration as countable resources for IHSS and Medi-Cal eligibility purposes. This legislation's resource protection mandate is effective only for policies or contracts that are either delivered, issued for delivery, or renewed on or after July 1, 1993 to January 1, 2005, inclusive.

**CASH ASSISTANCE PROGRAM FOR IMMIGRANTS**

AB 1111 (Aroner) Budget Trailer Bill Chapter 147, Statutes of 1999

This legislation indefinitely extends the state's CAPI Program, creates time-limited eligibility ending September 30, 2000 for a new population of immigrants, and exempts immigrants who are victims of abuse from sponsor-deeming rules. ***This urgency legislation was effective on July 22, 1999.***

SB 708 (Budget Committee Trailer Bill) Chapter 148, Statutes of 1999

This legislation amended the sponsor-deeming period to five years for the new time-limited population of immigrants and makes specific that the 5-year period for immigrants starts from the date of the affidavit of support or the date of arrival in the United States, whichever is later. ***This urgency legislation was effective on July 22, 1999.***

## MISCELLANEOUS OR MULTI-PROGRAM LEGISLATION

### AB 27 (Nakano) Chapter 950, Statutes of 1999

This legislation requires the state Health and Human Services Agency to develop a long-term care infrastructure blueprint to analyze how information technology could be used to streamline certain long-term care-related services. This study is to be conducted by a consulting firm hired by the state. The developed blueprint must provide a technical analysis of current data being collected, a listing of what information technology currently exists for this project, a cost analysis, and proposed steps for implementation of the infrastructure.

### AB 452 (Mazzoni) Chapter 895, Statutes of 1999

This legislation requires the establishment of a Long-Term Care Council within the California Health and Human Services Agency. The council must promote coordinated planning and policy development regarding long-term care services and develop strategies to improve quality and accessibility of consumer information on available services. Additionally, it must develop strategies to streamline all processes related to long-term care and consider pertinent stakeholders' input via public hearings or advisory committees. This legislation will be effective until January 1, 2007 unless a later statute either extends or repeals this date.

For questions regarding this notice, please contact your Adult Programs Branch, Operations and Technical Assistance Analyst at (916) 229-4000.

Sincerely,

**ORIGINAL SIGNED BY**  
**DONNA L. MANDELSTAM ON 2/8/00**  
DONNA L. MANDELSTAM  
Deputy Director  
Disability and Adult Programs Division